

Remarks

Further and favorable reconsideration is respectfully requested in view of the foregoing amendments and following remarks.

Substance of Interview

During a telephone interview with the Examiner on August 6, 2004, the Examiner indicated that the application would be allowed if claims 26-30 were amended to change "terpenic derivative" to --monoterpene--, and claim 31 were amended to change "terpenic derivative(s)" to --at least one monoterpene--, and non-elected claim 35 were cancelled. Applicants' attorney discussed the possibility of rejoining claim 35, but as correctly noted by the Examiner, at that time the composition of claim 35 was broader than the composition of claim 20. During a subsequent telephone discussion with the Examiner, on August 9, 2004, Applicants' attorney informed the Examiner that it would be acceptable to amend claims 26-31 as previously discussed. A question arose as to whether it would be necessary to also amend claim 36 to change "terpenic derivative" to --monoterpene--, but the Examiner indicated that he was prepared to allow claim 36 without this amendment. With regard to rejoining claim 35, the Examiner indicated it would be necessary to consider whether or not "other ingredients" in this claim raises an issue under 35 U.S.C. §112.

Amendments

Claims 26-31 have now been amended as discussed with the Examiner.

In an effort to achieve rejoinder of claim 35, this claim has been amended to limit the terpenic derivative to monoterpene, thus being commensurate in scope with allowed claim 20, and also to recite that the other ingredients of the composition comprise at least one monoterpene, water and at least one surfactant, which is consistent with the other ingredients recited in claim 36, which the Examiner has already allowed.

In view of these amendments to claim 35, Applicants respectfully submit that rejoinder of claim 35 is appropriate, and Applicants hereby request such rejoinder.

As indicated in the Continuation sheet of the Interview Summary Form attached to the Office

Action, the amendments to claims 26-31 as set forth above will be effective to overcome the rejection of these claims under the second paragraph of 35 U.S.C. §112. Such rejection is therefore now considered to be moot.

Applicants respectfully submit that the foregoing amendments should be entered even though they are being submitted after a final rejection. Such amendments serve to overcome all of the issue presented in the Office Action, and to place the application in condition for allowance. Entry of the amendments will therefore not require any further consideration and/or search of the prior art.

Accordingly, the application is now considered to be in condition for allowance, and such allowance is solicited.

Respectfully submitted,

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September 17, 2004